

LEGISLATURE OF NEBRASKA  
NINETY-EIGHTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 1082**

Introduced by Engel, 17; Baker, 44; Beutler, 28; Erdman, 47;  
Hartnett, 45; Janssen, 15; Jensen, 20; Johnson, 37;  
Kremer, 34; D. Pederson, 42; Raikes, 25;  
Redfield, 12; Schrock, 38; Smith, 48; Wehrbein, 2

Read first time January 14, 2004

Committee: Government, Military and Veterans Affairs

A BILL

- 1 FOR AN ACT relating to the Motor Vehicle Operator's License Act; to
- 2 amend sections 60-462, 60-479, and 60-484, Revised
- 3 Statutes Supplement, 2003; to provide for Selective
- 4 Service registration with applications as prescribed; to
- 5 harmonize provisions; and to repeal the original
- 6 sections.
- 7 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 60-462, Revised Statutes Supplement,  
2   2003, is amended to read:

3           60-462. Sections 60-462 to 60-4,188 and section 2 of  
4 this act shall be known and may be cited as the Motor Vehicle  
5 Operator's License Act.

6           Sec. 2. (1) Any male applicant who applies for an  
7 operator's license or state identification card and who is at least  
8 eighteen years of age but less than twenty-six years of age shall  
9 be registered in compliance with the requirements of Section 3 of  
10 the Military Selective Service Act, 50 U.S.C. App. section 453.

11           (2) The Department of Motor Vehicles shall forward in an  
12 electronic format the necessary personal information of such  
13 applicants to the United States Selective Service System. The  
14 applications for operator's licenses and state identification cards  
15 shall include the following statement: By submitting this  
16 application, I am consenting to registration with the United States  
17 Selective Service System, if so required by federal law. If under  
18 age 18, I understand that I will be registered as required by  
19 federal law when I attain age 18. The applicant's signature on the  
20 application shall authorize the department to forward to the United  
21 States Selective Service System the necessary information for such  
22 registration.

23           Sec. 3. Section 60-479, Revised Statutes Supplement,  
24 2003, is amended to read:

25           60-479. Sections 60-480 to 60-4,111.01 and 60-4,182 to  
26 60-4,188 and section 2 of this act shall apply to any operator's  
27 license subject to the Motor Vehicle Operator's License Act.

28           Sec. 4. Section 60-484, Revised Statutes Supplement,

1 2003, is amended to read:

2           60-484.     (1) Except as otherwise provided in the Motor  
3 Vehicle Operator's License Act, no resident of the State of  
4 Nebraska shall operate a motor vehicle upon the alleys or highways  
5 of the State of Nebraska until the person has obtained an  
6 operator's license for that purpose.

7           (2) Application for an operator's license may be made on  
8 uniform blanks prepared and furnished by the director to the county  
9 treasurers and the examiners of the Department of Motor Vehicles  
10 prior to January 1, 2003. Such application may be made to an  
11 examiner in any county. The standard application blanks shall be  
12 sufficient in form and content to substantially carry out the  
13 purposes of the act.

14           (3) Beginning October 1, 2000, application for an  
15 operator's license may also be made in a manner prescribed by the  
16 department. Such application may be made to an examiner in any  
17 county. The examiner shall personally conduct the examination of  
18 the applicant and deliver to each successful applicant an  
19 examiner's certificate containing the statements made pursuant to  
20 subsection (4) of this section.

21           (4) In addition to any other information and questions  
22 necessary to comply with the requirements and purposes of the act,  
23 the applicant (a) shall provide his or her name, age, post office  
24 address, place of residence unless the applicant is a program  
25 participant under the Address Confidentiality Act, date of birth,  
26 sex, social security number, and brief description of himself or  
27 herself, (b) may complete the voter registration portion pursuant  
28 to section 32-308, (c) shall be provided the advisement language

1 required by subsection (10) of section 60-6,197, (d) shall answer  
2 the following:

3 (i) Have you within the last three months (e.g. due to  
4 diabetes, epilepsy, mental illness, head injury, stroke, heart  
5 condition, neurological disease, etc.):

6 (A) lost voluntary control or consciousness ... yes ...  
7 no

8 (B) experienced vertigo or multiple episodes of dizziness  
9 or fainting ... yes ... no

10 (C) experienced disorientation ... yes ... no

11 (D) experienced seizures ... yes ... no

12 (E) experienced impairment of memory, memory loss ... yes  
13 ... no

14 Please explain: .....

15 (ii) Do you experience any condition which affects your  
16 ability to operate a motor vehicle? (e.g. due to loss of, or  
17 impairment of, foot, leg, hand, arm; neurological or neuromuscular  
18 disease, etc.) ... yes ... no

19 Please explain: .....

20 (iii) Since the issuance of your last driver's  
21 license/permit has your health or medical condition changed or  
22 worsened? ... yes ... no

23 Please explain, including how the above affects your ability to  
24 drive:

25 .....,

26 and (e) may answer the following:

27 (i) Do you wish to register to vote as part of this  
28 application process?

1     OPTIONAL - YOU ARE NOT REQUIRED TO ANSWER ANY OF THE FOLLOWING  
2     QUESTIONS:

3                 (ii) Do you wish to be an organ and tissue donor?

4                 (iii) Do you wish to receive any additional specific  
5     information regarding organ and tissue donation?

6                 (iv) Do you wish to donate \$1 to promote the Organ and  
7     Tissue Donor Awareness and Education Fund?

8                 (5) Application for an operator's license shall be made  
9     under oath or affirmation of the applicant.

10                (6) The social security number shall not be printed on  
11     the operator's license and shall be used only (a) to furnish driver  
12     record information to the United States Selective Service System  
13     under section 60-483 and section 2 of this act, (b) with the  
14     permission of the director in connection with the verification of  
15     the status of an individual's driving record in this state or any  
16     other state, or (c) for purposes of child support enforcement  
17     pursuant to section 42-358.08 or 43-512.06.

18                (7) (a) Except for an individual under the age of eighteen  
19     years, each individual applying for an operator's license or a  
20     state identification card shall furnish proof of date of birth and  
21     identity by a valid Nebraska operator's license, a valid Nebraska  
22     learner's permit, a valid Nebraska school permit, a valid  
23     operator's license from another state or jurisdiction of the United  
24     States, a certified birth certificate, a certified birth  
25     registration, a valid United States passport, a valid United States  
26     military identification card, United States military discharge  
27     papers, other United States-based identification as approved by the  
28     director, or information preserved in the digital system

1 implemented under section 60-484.01.

2 (b) Any individual under the age of eighteen years  
3 applying for an operator's license or a state identification card  
4 shall provide a certified copy of his or her birth certificate, a  
5 certified birth registration, or other reliable proof of his or her  
6 identity and age accompanied by a certification signed by a parent  
7 or guardian explaining the inability to produce a copy of such  
8 birth certificate. The applicant may be required to furnish proof  
9 to the examiner that the parent or guardian signing the  
10 certification is in fact the parent or guardian of such applicant.

11 Sec. 5. Original sections 60-462, 60-479, and 60-484,  
12 Revised Statutes Supplement, 2003, are repealed.